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ATTORNEYS FOR PLAINTIFFS

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

CHINA CENTRAL TELEVISION, a China
company; CHINA INTERNATIONAL
COMMUNICATIONS CO., LTD., a China
company; TVB HOLDINGS (USA), INC., a
California corporation; and DISH
NETWORK L.L.C., a Colorado corporation,
Plaintiffs,

vs.

CREATE NEW TECHNOLOGY (HK)
LIMITED, a Hong Kong company; HUA
YANG INTERNATIONAL TECHNOLOGY
LIMITED, a Hong Kong company;
SHENZHEN GREATVISION NETWORK
TECHNOLOGY CO. LTD., a China
company; CLUB TVPAD, INC., a California
corporation; BENNETT WONG, an
individual; ASHA MEDIA GROUP INC.
d/b/a TVPAD.COM, a Florida corporation;
AMIT BHALLA, an individual;
NEWTVPAD LTD. COMPANY d/b/a
NEWTVPAD.COM a/k/a TVPAD USA, a
Texas corporation; LIANGZHONG ZHOU,
an individual; HONGHUI CHEN d/b/a E-
DIGITAL, an individual; JOHN DOE 1 d/b/a
BETV; JOHN DOE 2 d/b/a YUE HAI; JOHN
DOE 3 d/b/a 516; JOHN DOE 4 d/b/a HITV;
JOHN DOE 5 d/b/a GANG YUE; JOHN
DOE 6 d/b/a SPORT ONLINE; JOHN DOE 7
d/b/a GANG TAI WU XIA; and JOHN DOES
8-10,

Defendants.

Case No.
CV 15-1869 SVW (AJWx)

**NOTICE OF NON-
OPPOSITION TO MOTION
TO HOLD THIRD PARTIES
AZURE TECHNOLOGY CO.,
LTD.; ZERO DDOS LLC; AND
CLEARDDOS
TECHNOLOGIES IN
CONTEMPT**

Date: November 27, 2017

Time: 1:30 p.m.

Courtroom: 10A

Judge: Hon. Stephen V.
Wilson

Complaint Filed: March 13, 2015

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on October 17, 2017 at 1:30 p.m., Plaintiffs filed a Notice of Motion and Motion to Hold the third-party internet service providers Azure Technology Co., Ltd. (“Azure Tech”), ZERO DDOS LLC (“Zero DDOS”), and ClearDDoS Technologies (“Clear DDOS”) (collectively, the “Non-Compliant ISPs”) in Contempt, which is set for hearing on November 27, 2017, at 1:30 p.m. in Courtroom 10A. *See* Dkt. No. 218. Given this hearing date, the Non-Compliant ISPs’ opposition to the motion was due on or before Monday, November 6, 2017. *See* L.R. 7-9 (opposition must be filed no later than 21 days before hearing date).

The Non-Compliant ISPs were all properly served with the Notice of Motion and Motion to Hold the Non-Complaint ISPs in Contempt and all supporting papers, and provided notice of the hearing date. *See* Proof of Service [ECF Dkt. 218-28]; Amended Proof of Service [ECF Dkt. 219]; Declaration of Sean M. Sullivan in Support of Notice of Non-Opposition. To date, no opposition has been filed or served on Plaintiffs.

The Non-Compliant ISPs’ failure to oppose the motion may be deemed consent to the granting of the motion. *See* L.R. 7-12; *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995) (affirming dismissal of action where *pro se* party failed to oppose motion); *Canon Sols. Am., Inc. v. Gungap*, No. SACV141990JLSRNBX, 2016 WL 9108916, at *2 (C.D. Cal. Feb. 8, 2016) (finding defendants’ failure to file an opposition to plaintiffs’ contempt motion is “sufficient grounds for granting the Motion.”). As a result and for good cause shown, the Court should grant this motion, and enter an order (a) holding each of the Non-Compliant ISPs in contempt of court; (b) directing that each Non-Compliant ISP promptly comply with the Permanent Injunction Order; (c) assessing against the Non-Complaint ISPs the attorneys’ fees incurred by Plaintiffs in making this motion; and (d) directing that any Non-Compliant ISP that fails to comply with the Permanent Injunction Order within five

1 (5) court days of receiving notice of the Compliance Order shall pay to the Court a
2 fine of \$1,000 per day until such time as that Non-Compliant ISP complies with the
3 Permanent Injunction Order.
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5 DATED: November 13, 2017

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9 By: /s/Sean M. Sullivan
10 Sean M. Sullivan

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13 INTERNATIONAL COMMUNICATIONS CO.,
14 LTD.; TVB HOLDINGS (USA), INC.; AND
15 DISH NETWORK L.L.C
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